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PTO/SB/17 (12-04v2)

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Effective on 12/08/2004.

pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 1,370

Complete if Known

Application Number 10/683,984
Filing Date October 25, 2003
First Named Inventor Hongfen Li
Examiner Name Patricia A. Leith
Art Unit 1654
Attorney Docket No. 31427.24034

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):

☒ Deposit Account Deposit Account Number: 501210 Deposit Account Name: Brouse McDowell

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	0
Plant	200	100	300	150	160	80	0
Reissue	300	150	500	250	600	300	0
Provisional	200	100	0	0	0	0	0

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)
Each independent claim over 3 (including Reissues)
Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Total Claims Extra Claims Fee (\$) Fee Paid (\$)

- 20 or HP = x =
HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)

- 3 or HP = x =
HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims
Fee (\$) Fee Paid (\$)
0

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)
- 100 = / 50 = (round up to a whole number) x = 0

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition to Correct Priority Claim

Fees Paid (\$)
0
1,370

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 43,189	Telephone 330.535.5711
Name (Print/Type)	Daniel A. Thomson	Date January 25, 2005	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Hongfen Li
FOR : A COMPOSITION FOR TREATMENT OF ASTHMA
SERIAL NO. : 10/683,984
FILED : October 25, 2003
LAST OFFICE ACTION : December 14, 2004
EXAMINER : Patricia A. Leith
GROUP ART UNIT : 1654
ATTORNEY DOCKET NO. : 31427.24034

Akron, Ohio 44311
January 25, 2005

CERTIFICATE OF MAILING

I hereby certify that this PETITION TO CORRECT PRIORITY CLAIM is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop: Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the following date:

January 25, 2005
Date

D. M. Kempthorn
D. M. Kempthorn

Mail Stop: Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

02/04/2005 MAILED1 00000112 501210 10683984
01 FC:1454 1370.00 DA

Applicant claims priority to PCT/CN01/01522, filed November 1, 2001, and Israeli Patent Application No. 135447, filed April 2, 2001 under 35 USC §119 (a) – (d).

In response to the December 14, 2004 Office Action, applicant will amend the specification to make reference to the priority claim.

The entire delay between the date the claim was due and the date the claim was filed was unintentional.

With the above information, it is believed that the priority claim is now correct.

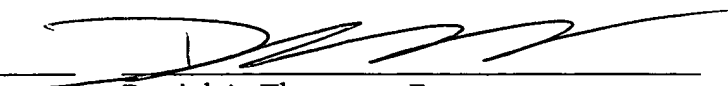
Please charge Deposit Account #501210 in the amount of \$1,370 for the surcharge set forth in § 1.17(t).

Please charge any additional fees or credit payment to Deposit Account No. 50-1210.

Applicant hereby requests any additional extensions of time that may be necessary and authorize extension of time fees to be charged to Deposit Account No. 50-1210.

Respectfully submitted,

BROUSE McDOWELL

Date	January 25, 2005	
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